

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 19 November 2008

OALJ Case No.: 2009-TLC-00012
ETA Case No.: C-08280-14944

In the Matter of

DOGUET GRASS FARM,
Employer.

Certifying Officer: Robert E. Myers
Chicago Processing Center

ORDER DISMISSING APPEAL

On November 13, 2008, the Office of Administrative Law Judges (OALJ) received the Employer's request for expedited administrative judicial review regarding the Certifying Officer's ("CO") denial of its H-2A application for temporary alien labor certification in the above-referenced matter. *See* 20 C.F.R. Part 655, Subpart B. Associate Chief Administrative Law Judge Stephen L. Purcell set a briefing schedule for the appeal during my absence. The briefing order directed the parties to confer concerning the possibilities for resolving the issues on appeal, and to report on the status of those discussions by the date the briefs were due.

On November 17, 2008, the attorney for the CO submitted the parties' joint status report. The parties report that based on their discussions, the CO has determined that the application, as modified, complies with the pertinent regulations, and that the CO will accept the employer's application for processing.

I interpret this joint report as the parties' notice that the appeal may be dismissed. Accordingly,

IT IS ORDERED that the Employer's request for expedited administrative judicial review is hereby **DISMISSED**.

A

JOHN M. VITTON
Chief Administrative Law Judge